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State of Utah

DEPARTMENT OF NATURAL RESOURCES

Division of Oil, Gas & Mining

MICHAEL R. STYLER
Executive Director

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Division Director

Inspection Report

Minerals Regulatory Program

July 10, 2006

Supervisor

MRZ

Mine Name: Timberline

Operator Name: DJN Rockwalls

Permit number: M490053

Inspection Date: June 27, 2006

Time: 11:30 am to 1:00 pm

Inspector(s): Daron Haddock

Other Participants: Todd Anderson

Mine Status: Active

Weather: Sunny, Warm

Elements of Inspection	Evaluated	Comment	Enforcement
1. Permits, Revisions, Transfer, Bonds	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2. Public Safety (shafts, adits, trash, signs, highwalls)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
3. Protection of Drainages / Erosion Control	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
4. Deleterious Material	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
5. Roads (maintenance, surfacing, dust control, safety)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
6. Concurrent Reclamation	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
7. Backfilling/Grading (trenches, pits, roads, highwalls, shafts, drill holes)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
8. Water Impoundments	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
9. Soils	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
10. Revegetation	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
11. Air Quality	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
12. Other	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Purpose of Inspection:

I had received a call from an adjacent Operator, indicating that someone was still excavating rock from this site, even though a Cessation Order had been previously issued. I wanted to check the location to make sure that the area was the area covered by the SMO.

Inspection Summary:

When I arrived at the site, a trackhoe was digging rock and stockpiling it adjacent to the excavation. I talked to the equipment operator and informed him of my inspection. He gave his name as Todd Anderson (phone 330-0902) and indicated that he was employed by DJN Excavation (owned by Shawn Nay, phone 244-0131) and that he was operating on this area under an agreement with Matt Carter the landowner and Permittee. I had copied a map from the Notice of Intent that was on file at the Division Office and which showed the five acre area that was to be excavated. I checked the area where the trackhoe was working to make sure that it was within the area covered by the Notice of Intent filed by Mr. Carter and it was. The trackhoe was clearly within the area delineated for mining. While it appeared that there was some area of disturbance outside of the area delineated for mining in the NOI, the area currently being mined was within the area authorized for mining. I showed the map to Mr. Anderson and we both reviewed the area

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that was to be mined so that he understood where he needed to be. He asked for a copy of the map (since he didn't have one) and I left a copy for him.

I also questioned him about the leaking fuel tank adjacent to the property. He indicated that it did not belong to DJN and he thought it belonged to the adjacent operator. It appeared that there had been some attempt to clean up the tank (someone had placed a sheet of black plastic beneath it) however, it was still there and still leaking.

Conclusions and Recommendations:

The leaking fuel tank needs to be cleaned up. We need to investigate this situation further to determine who the tank belongs to and who is responsible for cleaning it up. Need to continue to monitor the location of the excavation to ensure that it does not expand beyond the area covered in the NOI-SMO.

Inspector's Signature

David R. Haddock

Date:

July 10, 2006

drh:jb

cc:

DJN Rockwalls

Attachment: Photos



operating
within the
5 acre SMO
boundary
note
Stake in
center of
photo.



Leaking
Fuel Tank

